

## **CLARIFICATION - ELIGIBILITY**

### **19A NCAC 02E .1104 - ELIGIBILITY FOR PROGRAM**

#### **Eligibility for a Lodging Facility:**

A lodging facility may qualify to participate in the TODS Program if all requirements in the Statute and Administrative Code are met, and each lodging rental accommodation includes a sleeping room and separate bathroom, offers adequate on-site parking, and has at least two of the following NCDOT approved tourist-oriented features, characteristics, or amenities located on the property:

- hiking or bicycle trails
- horseback riding
- fishing
- golfing (excluding miniature golf, driving ranges, chip and putt areas and indoor golf)
- rafting
- skiing
- indoor spa with attendant
- lodging facility or other buildings on the property are listed on the National or State Historic Register
- lodging facility is renowned for exceptional architectural features, botanical gardens, or cuisine prepared by elaborate or highly refined methods by professional chefs, otherwise known as haute cuisine
- lodging facility offers exceptional scenic or panoramic views such as direct ocean or mountain views or has natural areas such as waterfalls or caverns that are of outstanding interest to the public

Any lodging applicant that offers amenities not included in the list above must be reviewed and approved by the State Traffic Engineer on a case by case basis.

Tennis courts, swimming pools, hot tubs, and jacuzzis are not considered amenities for the purpose of qualifying for TODS.

Bed and Breakfast Inns are not required to have two amenities to qualify for TODS signing if they are listed on the National or State Historic Register.